

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS (Worcester)

DIRECTV, Inc.

Plaintiff,

VS.

James Normandin

Defendant

Case No.: 03-40270 NMG

**AFFIDAVIT OF ATTORNEY FOR
PLAINTIFF'S REQUEST FOR DEFAULT**

Now comes John M. McLaughlin, Attorney for the Plaintiff in the above-entitled action,
and, on oath, states the following:

1. On December 2, 2003, the Plaintiff filed a Complaint against the Defendant, **James Normandin**, in United States District Court, alleging violations of 47 U.S.C. § 605 and violations of 18 U.S.C § 2511.
2. On March 4, 2004, the said Defendant was served **in hand**, by a person who is not a party to this action (see copy of Return of Service marked **Exhibit A** attached hereto, and made a part hereof).
3. Pursuant to the provisions of Rule 12 of the Federal Rules of Civil Procedure, the Defendant had twenty days after being served with the summons and complaint within which to serve an answer to Plaintiff's Complaint.
4. To date, the Defendant has failed and neglected to file an answer to Plaintiff's Complaint or to otherwise defend against Plaintiff's claims.
5. I have filed herewith a Request for Entry of Default, seeking that a Notice of Default be entered by this Court.

6. I have also filed herewith Form of Order entitled Notice of Default, for the Court's use if it shall determine that the said Defendant is in default.

Subscribed and sworn to, under the pains and penalties of perjury.

Respectfully Submitted for the Plaintiff,
DIRECTV, INC.
By Its Attorney,

9/29/04
Date

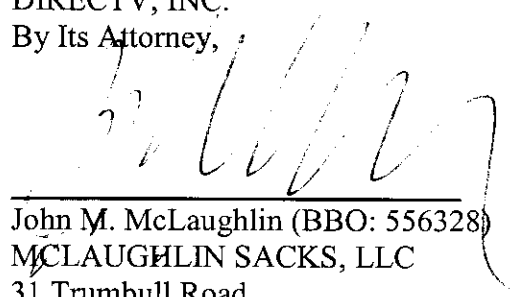

John M. McLaughlin (BBO: 556328)
MCLAUGHLIN SACKS, LLC
31 Trumbull Road
Northampton, MA 01060
(413) 586-0865

EXHIBIT A

AO 440 (Rev. 10/93) Summons in a Civil Action

UNITED STATES DISTRICT COURT OFFICE

District of: MASSACHUSETTS 2004 NOV 28 A 9:01

DIRECTV, Inc.

V.

James Normandin

FILED
U.S. DISTRICT COURT
SUMMONS IN A CIVIL CASE

CASE NUMBER:

03-40270-NING

A TRUE COPY ATTEST

TO: (Name and address of Defendant)

James Normandin
54 Oliver Street
Fitchburg, MA 01420

DEPUTY SHERIFF

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

John M. McLaughlin (BBO.: 556328)
MCLAUGHLIN SACKS, LLC
31 Trumbull Road
Northampton, MA 01060

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

Sherry Jones

(By) DEPUTY CLERK

DATE

12-2-03

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D. J. Curran